

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Order

No. 3/17/74-PER (Vol.IV)

The Administrator of Goa, Daman and Diu is pleased to promote on ad-hoc basis, the following Grade II Officers of Goa, Daman and Diu Civil Service to Grade I (Selection Grade) post of the same service with immediate effect: —

Sr. No.	Name of the Officer	Present posting
1	2	3
1.	Shri V. A. P. Mahajan	Managing Director, Goa, Daman & Diu Tourism Development Corporation Ltd., Panaji and Director of Tourism.
2.	Shri Ashok S. Ingle	General Manager (T&A), Kadamba Transport Corporation Ltd., Panaji.
3.	Shri M. S. Sail	Assistant Secretary, Goa, Daman and Diu Housing Board, Panaji.

2. The above ad-hoc promotions will not bestow on the promoted officers any claim for regular appointments and the service rendered on ad-hoc basis in the Grade will not count for the purpose of seniority in that Grade or for eligibility for promotion to the next higher Grade.

3. On their promotion, S/Shri V. A. P. Mahajan and A. S. Ingle shall continue to hold the posts as mentioned in the Col. No. 3 as above.

4. Shri M. S. Sail, Assistant Secretary, Goa, Daman and Diu Housing board, on his promotion to Grade I, is posted as Commissioner for Departmental Inquiries, Directorate of Vigilance, Panaji, thereby relieving Shri R. I. Jai Prakash, Registrar of Co-operative Societies, of the additional charge of this post.

Shri Sail shall handover the charge of the post of Assistant Secretary, Housing Board to one of the Officers in the Housing Board, and join his new assignment immediately. His deputation period to the Housing Board stands curtailed accordingly.

By order and in the name of the Administrator of Goa, Daman and Diu,

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 28th November, 1985.

Order

No. 6/3/81-PER (Vol.IV)

The Administrator of Goa, Daman and Diu is pleased to transfer and post Shri S. P. Dixit, Addl. Dy. Collector, Collectorate of Goa, Panaji, as Functional Manager, District Industries Centre, Panaji, with immediate effect, thereby relieving Shri Vitorino Rodrigues, Functional Manager, of the additional charge of this post.

2. This deployment of Shri Dixit shall be on deputation basis for a period of one year in the first instant, and it shall be regulated as per standard terms of deputation.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 29th November, 1985.

Home Department

General Branch/Division

Notification

No. 2/86/82-HD(G)

In exercise of the powers conferred by sub-clause (c) of clause (8) of section 2 of the Indian Official Secrets Acts 1923 (Central Act 19 of 1923) read with the Notification of the Government of India, Ministry of Home Affairs, New Delhi bearing No. F.2/3/67-UTL dated 24th July, 1967, the Administrator of Goa, Daman and Diu hereby declares the places mentioned in the Schedule hereto as "prohibited places" for the purposes of the said Act on the ground that the information with respect thereto, or damage thereto, would be useful to an enemy. This Notification supersedes the Government order No. HD/EMR/(9)/16/86 dated 24-10-1968.

SCHEDULE

Sl. No.	Name of place
<i>Tiswadi Taluka:</i>	
1.	G.L. Reservoir of 25 ^m capacity at Alcolna, Banas-tarim.
2.	G.L. Reservoir of 150 ^m capacity at Marcela.
3.	G.L. Reservoir of 150 ^m capacity at Tonca.
4.	G.L. Reservoir of 150 ^m capacity, pump house and pumping installation at Navelim, Diwar, Ilhas-Goa.
5.	G.L. Reservoir of 150 ^m capacity, pump house and pumping installation at St. Matias, Ilhas-Goa.
6.	G.L. Reservoir of 300 ^m capacity at Old Goa.
7.	Pump house, pumping installation, tube wells at Gaundalim.
8.	G.L. Reservoir of 25 ^m capacity, pump house pumping installation and open well at Chorao.
9.	Pump house, pumping installation, open well and 150 ^m G.L. Reservoir at Mandur.
10.	300 ^m G.L. Reservoir at Siridao.

Sl. No.	Name of place	Sl. No.	Name of place
11.	Tube Well, pump house and Pumping Installation at Talaulim.	3.	Ground level Reservoir of 600 ^{m³} capacity near Mahalaxmi Temple at Mangor Hill.
12.	Open well, pump house and pumping installation at Curca.	4.	Ground level Reservoir of 10 ^{m³} capacity at Midland Sada, near MPT fire bridge station.
13.	150 ^{m³} G.L. Reservoir, pump house and pumping installation at Murda, Mercês.	5.	Pump house and ground level reservoir of 300 ^{m³} capacity and overhead Reservoir of 150 ^{m³} capacity behind Ayyappa temple at Mangor Hill.
14.	50 ^{m³} sump, 150 ^{m³} Overhead at Nagali.	6.	Pump house and ground level reservoir of 300 ^{m³} capacity and 150 ^{m³} O.H.R. at New Vaddem.
15.	Open well and pump house at Bhatulem in Tiswadi Taluka.	7.	25 ^{m³} capacity O.H.R. near housing Board Colony at New Vaddem.
16.	Sewage pump house Zone at Mala, near Neugi Nagar, Panaji.	8.	300 ^{m³} capacity G.L.R. at Chicalim.
17.	Sewage pump house Zone II at Mala, behind Ninho Infantil Institution.	9.	60 ^{m³} capacity O.H.R. behind Cottage Hospital at Chicalim.
18.	Sewage pump house Zone III and IV near Matias Menezes.	10.	300 ^{m³} capacity G.L.R. at Bogmalo near Hansa Petrol tank.
19.	Sewage pump house Zone V near Don Bosco High School.	11.	Z.A.C. Valve of 500 ^{mm} dia and Control room at Sancoale.
20.	Sewage pump house near Dempe College.	12.	Tube well with pump house for Rural Water Supply scheme at Sancoale.
21.	Sewage pump house at Sewage Treatment Plant.	13.	14 MLD Sewage Treatment Plant, Katem, Baina.
22.	Sewage pump house at Bhatulem, near Government 'B' Type quarters.	14.	Sewage Pumping Station No. 5 Katem, Baina.
23.	33/11 KV Sub-Station at Panaji.	15.	Sewage Pumping Station No. 6 near Desterro Baina Road.
24.	33/11 KV Sub-Station at Corlim.	16.	150 ^{m³} capacity overhead reservoir head land Sada.
25.	33/11 KV Sub-Station at Bambolim.	17.	Pump house and sump of 10 ^{m³} capacity of Zari.
Ponda Taluka:		18.	33/11 KV Sub-Station at Mormugao.
1.	Pump house and pumping installation, spring at Vizarmath in Panchwadi in Ponda Taluka.	19.	33/11 KV Sub-Station at Sancoale, Mormugao.
2.	Pump house and pumping installation open well at Sittommath in Panchwadi, Ponda Taluka.	Salcete Taluka:	
3.	Pump house and pumping installation open well at Gajem in Ponda Taluka.	1.	Control Room of A.C. line at Loutolim.
4.	G.L. Reservoir of 300 ^{m³} capacity near Convent at Ponda-Goa.	2.	R.C.C. Ground level Reservoir of 150 ^{m³} at Chandor.
5.	G.L. Reservoir of 300 ^{m³} capacity at Curti near Dairy Ponda-Goa.	3.	R.C.C. Ground level Reservoir of 100 ^{m³} at Macazana.
6.	H.L. Reservoir of 50 ^{m³} capacity at Borim in Ponda.	4.	R.C.C. Ground level Reservoir of 100 ^{m³} at Deussa.
7.	G.L. Reservoir of 150 ^{m³} capacity at Khandeapar.	5.	R.C.C. Ground level Reservoir of 100 ^{m³} at Velim.
8.	G.L. Reservoir of 150 ^{m³} capacity at Usgao Tisk.	6.	R.C.C. Over head Reservoir of 100 ^{m³} capacity near Church, Cuncolim.
9.	G.L. Reservoir of 800 ^{m³} capacity near Meat Complex at Usgao.	7.	R.C.C. over head Reservoir of 100 ^{m³} capacity at Betalbatim near Church.
10.	Overhead reservoir of 50 ^{m³} capacity opposite to M.R.F. factory at Usgao.	8.	Aquem Alto Reservoir (Two groundlevel and one overhead).
11.	G.L. Reservoir of 200 ^{m³} capacity and pump house and pumping installation at Farmagudi.	9.	PHE Complex Borda Reservoir (Two ground level).
12.	Overhead reservoir of 150 ^{m³} capacity at Farmagudi Engineering College.	10.	Fatorda Reservoir.
13.	12 MGD Treatment Plant and reservoir at Curti.	11.	Colva Reservoir.
14.	G.L. Reservoir of 300 ^{m³} capacity at Shiroda.	12.	Manora Reservoir.
15.	25 ^{m³} sump and pump house, pumping installation and 50 ^{m³} G.L. at Betki.	13.	Cortalim Reservoir.
16.	220/110/33 KV Sub-Station at Curti Ponda.	14.	Mante Reservoir (Two ground level).
17.	33/11 KV Sub-Station at Pale Ponda.	15.	33/11 KV Sub-Station at Margao.
Sanguem Taluka:		16.	33/11 KV Sub-Station at Cuncolim, Salcete.
1.	Treatment Plant and Service reservoir at Sanguem.	Bicholim Taluka:	
2.	Pump house at Bamasiwada at Sanguem.	1.	150 ^{m³} RCC Ground level Reservoir at Bordem.
3.	Sanvordem Water Supply Scheme-Dhadem-Sanvordem.	2.	75 ^{m³} RCC Ground Level Reservoir at Bordem.
4.	Project area of Selauli Irrigation Project Selauli.	3.	Tube Well and Pump house at Bordem.
Quepem Taluka:		4.	800 ^{m³} Ground Level Reservoir at Dattawadi, Sanquelim.
1.	Xeldem-Amona Pump house Reservoir.	5.	Raw Water Pumping Installation and Pump house at Sanquelim.
2.	Shirvoi and Deao Pump house.	6.	300 ^{m³} Ground Level Reservoir near Hospital, Sanquelim and Pump house with Pumping installation.
3.	Assolda-Sump, Pump house and Reservoir.	7.	800 Ground Level Reservoir near Hospital (Hill Top) Sanquelim.
4.	Morpila Reservoir.	8.	50 ^{m³} Ground level Reservoir, Tube well and Pump house, with pumping installation at Maulinguem.
5.	Naquirim Pump house.	9.	25 ^{m³} Reservoir with Treatment Plant, Pump house, with pumping installation at Tourist Complex, Mayem.
6.	Canaguirim-Pump house.	10.	33/11 KV Sub-Station at Bicholim.
7.	Balhi (1) Pump house and Reservoir (2) Well and Pump house.	Bardez Taluka:	
8.	33/11 KV Sub-Station at Curchorem, Quepem.	1.	Spring Collection Chamber, Pump house with Pumping installation and 50 ^{m³} Ground Level reservoir at Revora.
Canacona Taluka:		2.	Tube well, Pump house with pumping installation and 50 ^{m³} over head reservoir at Nachinola.
1.	Treatment Plant and Reservoir at Mokhard in Shristal V.P.	3.	Open well, Pump house with pumping installation and 150 ^{m³} over head reservoir at Moira.
2.	Raw Water Pump house at Ardophand.	4.	50 ^{m³} Ground level Reservoir, dug well, pump house with pumping installation at Kelpirna.
3.	33/11 KV Sub-Station at Canacona.	5.	150 ^{m³} Reservoir, Pump house, well dug well and pumping installation at Quitula, Aldona.
Mormugao Taluka:		6.	150 ^{m³} Reservoir, Pumping house, well, dug well and pumping installation at Santerxet, Aldona.
1.	PHE Complex at Head Land Sada comprising of pump house, Ground level Reservoir of 300 ^{m³} , Overhead Reservoir of 150 ^{m³} .	7.	150 ^{m³} Reservoir at Monte de Guirim.
2.	Pump House and Ground level Reservoir of 300 ^{m³} capacity at Midland Sada.	8.	150 ^{m³} Ground level Reservoir at Bastora.
		9.	50 ^{m³} Ground level Reservoir 2 Nos. at Guirim.
		10.	50 ^{m³} Ground level Reservoir at Bodiem, Tivim.
		11.	150 ^{m³} Ground level Reservoir at Porvorim.

Sl. No.	Name of place
12.	150 ^m Ground level Reservoir at Colvale.
13.	150 ^m Reservoir near Soccorro Panchayat.
14.	150 ^m Ground level Reservoir at Betim.
15.	300 ^m over head Reservoir at Porvorim near Xavier Institute of Historical Research (Salvador do Mundo).
16.	800 ^m Ground level Reservoir near O'Coquerio, Porvorim
17.	Tube well, Pump house with pumping installation at Olaulim.
18.	150 Over head Reservoir at Calangute near Tourist Dormitory.
19.	Tube well, Pump house with pumping installation at Nerul.
20.	150 Over head Reservoir near Candolim Hill and Open Well and Pump house with pumping installation at Candolim.
21.	300 ^m Reservoir at Siolim.
22.	Tube well with pumping installation and pump house at Anjuna.
23.	150 ^m Ground level at Candolim.
24.	800 ^m 4 Reservoirs at Assonora, Water Treatment Plant and pumping installation at Assonora.
25.	800 ^m Ground level Reservoir at Sinquerim, Bardez.
26.	150 ^m Ground level Reservoir at Sinquerim, Bardez.
27.	33/11 KV Sub-Station at Mapusa.
28.	33/11 KV Sub-Station at Saligao, Bardez.

Pernem Taluka:

1. 150^m Ground level Reservoir at Pernem with Pump house, Pumping installation and Filtration Galley, etc.
2. 150 Ground level Reservoir, Pump house with Pumping installation at Tuem.
3. 50^m Ground level Reservoir, Tube well, Pump house with pumping installation at Tuem (Gaunkar waddo).
4. Open Well, Pump House with pumping installation at Harmal.

Sl. No.	Name of place
5.	Tube Well, Pump house with Pumping Installation at Petichewada, Pernem.
6.	Tube Well, Pump house with pumping installation at Askawada, Mandrem, Pernem.
7.	Tube Well, Pump house with pumping installation at Madhlames, Mandrem-Pernem.
8.	50 ^m Reservoir, Tube well at Juneswada, Mandrem, Pernem.
9.	50 ^m Ground level Reservoir, Tube well, Pump house with pumping installation at Mopa, Pernem.
10.	50 ^m Ground level Reservoir, Tube Well, Pump house with pumping installation at Varkond, Pernem.
11.	33/11 KV Sub-Station at Pernem.

Satari Taluka:

1. Source of Valpoi Water Supply at Dabe Sattari Taluka & Water Reservoir at Valpoi.
2. Valpoi — Spring at Bibem.
3. Reservoir near Mamlatdar Office.
4. Porye-Pumphouse.
5. Zornem — Pump house.
6. Tanem — Pump house.
7. Area of Anjunem Irrigation Project at Anjunem.
8. 33/11 KV Sub-Station at Valpoi.

Daman District:

1. 66/11 KB Sub-Station at Daman.

By order and in the name of the Administrator of Goa, Daman and Diu.

K. N. S. Nair, Under Secretary (Home).

Panaji, 25th October, 1985.

Revenue Department

Notification

No. 22/132/83-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Construction of Vegetable Market at Nani Daman, Daman.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of Land Acquisition Act, 1894 (1 of 1894), (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of

the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector of Daman, Daman to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Daman, Daman.
2. The Deputy Collector, Daman.
3. The Chief Officer, Daman Municipal Council, Daman.

6. A rough plan of the said land is available for inspection in the office of the Deputy Collector of Daman, Daman for a period of 30 days from the date of publication of this Notification in the Official Gazette. This Notification supercedes earlier Notification of even number dated 4-1-1985.

SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village	Plot No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
1.	Daman	Nani-Daman	PTS-43/202	1) Mrs. Olga Ferreira Mascarenhas. 2) Legal heirs of Maganlal Dámodar Rana (Lessee). 3) Legal heirs of Thakordas Brijlal Kansara (Lessee).	1437.00
Total					1437.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 23rd October, 1985.

Notification

No. 22/263/84-RD

Whereas by Government Notification No. 22/263/84-RD dated 18-1-85 published on page 807 of Series II, No. 45 of the Official Gazette, dated 7-2-85 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. construction of approach road to Mirabag Bridge at Sanguem Pontimol side.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Additional Deputy Collector 2-South Goa, Margao to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Additional Dy. Collector 2-South Margao till the award is made under Section 11.

SCHEDULE

(Description of the said land)

Taluka	Village/Ward	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Quepem	Curchorem	119	13 part	Ranga Sanvordekar Caretaker: Simões Coutinho.	1315.00
			14 part	Jiva Chandra Ghadi. Caretaker: Antonio Costa.	600.00
			15 part	Ganesh Morto Ghadi. Caretaker: Agostinho Silva.	500.00
		120 part		Dattaram Sinai Cuvelkar.	425.00
Total					2840.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 3rd October, 1985.

Notification

No. 22/6/85-RD

Whereas by Government Notification No. 22/6/85-RD dated 16-2-1985 published on page 10-11 of Series II, No. 2 of the Official Gazette, dated 11-4-1985 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. for allotment of House Sites at Bhati Sanguem under 20 point Programme.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Deputy Collector (South) Margao to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Deputy Collector (South) Margao till the award is made under Section 11.

SCHEDULE

(Description of the said land)

Taluka	Village/Ward	Plot No.	Survey No.	Name of the person believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Sanguem	Bhati	4	74	Shri Jaikrishna Bhatikar.	4950.00
Total					4950.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 1st November, 1985.

Notification

No. 22/162/85-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for widening and Improvement of N.H. 17 from Km. 86/300 to 93/800.

And Whereas in the opinion of the Government the provisions of sub-section (1) of Section 17 of the Land Acquisition Act, 1894 (hereinafter referred to as the said Act) are applicable.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

The Government is pleased to direct under sub-section (4) of Section 17 of the said Act that the provisions of Section 5A of the said Act shall not apply in respect of the said land.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below,

after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy. Collector (3-South) Quepem to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section 4 of the said Act, the following Officers to do the act, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (3-South) Quepem.
3. The Executive Engineer, Works Division XIV P.W.D. Fatorda Margao.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (3-South) Quepem from the date of publication of this Notification in the Official Gazette.

SCHEDULE

(Description of the said land)

Taluka	Village	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Canacona	Loliem Polem	280	1	1. Mahadev Keshav Bhat.	400.00
			2	2. Antonio Jacint Fernandes.	
			3	1. Antonio Jacint Fernandes.	3400.00
			4	Luis Fernandes.	950.00
			5	Devidas Vidhyadhar Bhat Pinge.	675.00
			6	1. Shankar Shrinivas Prabhu Desai.	825.00
			7	2. Magdalina Fernandes.	
			8	Raya Ragunath Prabhu Dessai.	950.00
			9	Damodar Narayan Prabhu Dessai.	825.00
			10	Francis Fernandes.	825.00
			11	Antonio Dias.	500.00
			12	Eugenio Fernandes.	500.00
		327	1	Maria Filiciadade Fernandes.	650.00
			2	Datta Bicu Prabhu Dessai.	2550.00
			3	A. House of Shri Cactunio Francisco Fernandes	
		281	1	Ramachandra Padmanabai Bhat.	1000.00
			2	Mohan R. Bhat.	525.00
		282	1	Raguchandra Padmanath Bhat.	275.00
			2	Mohan Ramchandra Bhat.	1300.00
			3	Shrinivas Ramchandra Bhat Gaonkar.	600.00
			4	1. Govind Laximan Bhat Gaonkar.	400.00
			5	2. Ram Anant Prabhu Gaonkar.	
			6	Purushottam Raghavendra Bhat Gaonkar.	425.00
			7	1. Vithal Janardhan Bhat.	725.00
			8	2. Shridhar J. Bhat.	
			9	3. Savitri A. Bhat.	
			10	4. Radhabai A. Bhat.	
			11	Ragunath Keshav Prabhu Dessai.	500.00
			12	1. Baburao Vaman.	500.00
			13	2. Suresh Datta Prabhu Gaonkar.	
			14	Sagun Ramchandra Bhat.	175.00
			15	1. Keshav Venctesh Bhat.	275.00
			16	2. Gajanand Govind Bhat.	
		283	1	Comunidade of Loliem.	25.00
			2	Jivottam Narayan Porob.	1400.00
			3	Manjunath Sadanand Tengse.	1500.00
			4	Comunidade of Loliem.	100.00
		284	5	Esak Fernandes.	600.00
			6	Mohan Ramchandra Bhat Gaonkar.	500.00
			7	Ratnakar Anant Bhat Gaonkar	725.00
			8	(including cowshed of Sada Dhaku Naik).	
			9	Ragunath Porob.	150.00
			10	Janardhan Nilkanth Pingue.	500.00
			11	1. Raghunath Keshav Prabhu Desai.	100.00
			12	1. Santan Rodrigues.	200.00
			13	1. Mahadev Pingue.	1850.00
			14	house belongs to Jose Rebello.	

1	2	3	4	5	6
Canacona	Loliem Polem	325	1	1. Jivottam Narayan Prabhu Desai. (including House of Anthony Jacinto Fernands).	900.00
			3	Juao Concecao Barreto.	325.00
			2	Juao Concecao Rebello. (including House).	250.00
			4	1. Jacint Fernandes.	300.00
			5	2. Janardhan Narayan Prabhu Desai. Confraria of Our Lady of Fatima.	100.00
			6	Juao Vicent Souza.	7.00
		324	1	Mohan Ramchandra Bhat Gaonkar.	50.00
			2	Shrinivas Ramchandra Bhat Gaonkar.	500.00
			3	Bicu Raghuvir Gaonkar.	220.00
			4	Santan Rodrigues.	1150.00
			5	Ragunath Keshav Prabhu Desai. (including house).	850.00
			6	Janardhan Nilkant Pingue. Madhav Krishna Pingue. Janu Shaba Gaonkar. Janu Narayan Gaonkar.	300.00
		285	15	Libania Cairo.	4000.00
			16	1. Bhicu Krishna Prabhu Desai. House belong to A. Francisco Mathew Gonsalves.	4300.00
		286	28	Soiru Yesso Varik.	900.00
		287	1	Ramanath Rama Prabhu Gaonkar.	1100.00
				T: Antonio Manuel Mathew Gonsalves.	
		288	1	Francisco Manuel Gaonsalves.	1000.00
			4	Lionaza Gonsalves.	650.00
			7	Clement Gonsalves.	450.00
			8	Joao F. Gonsalves.	500.00
				House of Perapeth Roza Gonsalves.	
			10	Antonio Manuel Sebastiao Avelina Gonsalves.	800.00
			12	Clement Gonsalves.	1450.00
			11	Isidoro Furtade.	850.00
		289	1	Baburao Vaman Prabhu.	2600.00
		289	2	1. Ragunath Keshav Prabhu Dessai.	1650.00
				2. Krishna V. Prabhu Shashtri.	
		322	3	Isac Fernandes.	900.00
	Loliem	328		1. Janu Gaonkar.	6000.00
				2. Laximan R. Gaonkar.	
				3. Yesso R. Gaonkar.	
				4. Madhu Timblo.	
				5. Janardhan N. Bhat.	
				6. Sebastian Colasso.	
				7. Juao Jermo Colasso.	
				8. Agistino Colasso.	
				9. Comunidade of Loliem.	
		317	1	Clement Gonsalves.	100.00
		317	2	1. Raghunath Keshav Prabhu Dessai.	1350.00
				2. Baburao Vaman Prabhu.	
		293	3	Eugino Cairo.	2150.00
			1	Krishna V. Prabhu Shashtri.	1800.00
			3	— do —	800.00
				T: Rama Mog Bandekar.	
			2	Krishna V. P. Shashtri.	1625.00
				T: Dhaklo Pundalik Patti.	
			4	Krishna V. P. Shashtri.	1550.00
		294	4	Krishna V. P. Shashtri.	125.00
				T: Ram Mog Bandekar.	
			5	Krishna V. P. Shashtri.	50.00
			7	Krishna V. P. Shashtri.	700.00
			8	Krishna V. P. Shashtri.	250.00
				T: Pundalik Bima Naik.	
			9	Krishna V. P. Shashtri.	700.00
				T: Babai Nagu Gaonkar.	
		316	3	Keshav V. Prabhu Shashtri.	150.00
		315	4	Ragunath Vainkunth Prabhu Shashtri.	600.00
			1	Ragunath Vainkunth Prabhu Shashtri.	850.00
				T: Babai Nagu Gaonkar.	
			2	Ragunath V. P. Shashtri.	225.00
				T: Gunu Narayan Gaonkar.	
			3	Ragunath V. P. Shashtri.	250.00
			4	Bhicaro Babu Gaonkar.	300.00
				Demu Babu Gaonkar.	
				Rama Panu Gaonkar.	
		315	5	Jaya Bapuji Raikar.	300.00
			6	Milagrina Fernandes.	1700.00
			7	Laximidhar Gangadhar Loliekar.	125.00
		310	1	T: Rama Pandu Gaonkar.	
				Dad Devasthan of Polem.	25.00
			2	T: Rama Pandu Gaonkar.	
				Dad Devasthan of Polem.	1100.00
				House: A Isal Fernandes.	
				B: Doming D'Souza and Bruno Viegas.	

1	2	3	4	5	6
Canacona	Loliem	309	1. Bruno Viegas.		600.00
			2. Rodalina Fernandes.		600.00
			3. Bruno Viegas.		375.00
			4. Vidhyadhiraj Swami of Partgal.		325.00
			5. Vidhyadhiraj Swami of Partgal.		525.00
			T: Laximan Giblo Gaonkar.		
		299	1. Julio Santan Fernandes.		100.00
			2. Jaganath Govind Bhat.		725.00
			T: Caetano Francisco Fernandes.		
			4. Swami Vidhyadhiraj of Partgal.		400.00
			T: Laximan Giblo Gaonkar.		
			6. Vaman P. Prabhu Shashtri.		1400.00
			T: Laxmi Bhima Naik.		
			7. Govind Jaganath Bhat.		100.00
			T: Caitano Santano Fernandes.		
			10. Shri Dad Devasthan of Pollem.		500.00
			11. Shri Keshav Devasthan of Loliem.		2350.00
			T: Sita Bicaró Gosai.		
		300	1. Gurudas Ganesh Aiya.		225.00
			2. —do—		500.00
			1. Balkrishna Ganesh Aiya.		
			2. Mahesh Viswnath Aiya.		
			3. Babani Putu Pagi.		
			1. Mahesh Viswanath Aiya.		625.00
			2. Ghanshyam Ganesh Aiya and six others.		
			T: Babani Putu Pagi.		
			4. Mangla Rama Aiya.		600.00
			T: Mahesh Viswanath Aiya.		
			Balkrishna Aiya.		
			Babani Putu Pagi.		
			5. Mangla Rama Aiya.		450.00
			6. Ramchandra Vasudev Maliyar.		1650.00
		303	1. Swami of Partgal.		525.00
			T: Laximan Giblo Gaonkar.		
			2. Krishna Vaman Prabhu Shashtri.		150.00
			2. Vaman Putu Prabhu Shashtri.		
			T: Pundalik Bhinva Naik.		
			3. Comunidade of Loliem.		50.00
			4. Krishna Vaman P. Shashtri.		600.00
			Vaman P. P. Shashtri.		
			T: Laxmi Bhima Naik.		
			11. Krishna Vaman P. Shashtri.		300.00
			Vaman P. P. Shashtri.		
			T: Pundalik Bhima Naik.		
			12. Krishna Vaman P. Shashtri.		200.00
			Vaman P. P. Shashtri.		
			T: Inacio Paulo Telis.		
			14. Pundalik Shablo Gosai.		325.00
			16. Hari Narayan Varik.		400.00
			T: Shaba Vithoba Satarkar.		
		301	1. Sairu Yesso Varik.		200.00
			2. Trivikram Dattaram Aiya.		1150.00
			Vasudev Damodar Aiya.		
			3. Eugenio Cairo.		225.00
			4. Ramchandra Vasudev Maliyar.		950.00
			Comunidade of Loliem.		8700.00
		130	Govt. of Goa, Daman and Diu.		1550.00
		229	Lalchandra Kashinath Prabhu Desai.		300.00
		131	Keshav Mahadev Bhat Tengse.		2100.00
		339	Lalchandra Kashinath Prabhu Dessai.		
			A. Sairu Yesso Varik.		
			3. Hari Narayan Varik.		
			Sarswati Sharad Bhakta Saumsthan.		
		350	3. Nirakar Education Society Mashem.		800.00
		350	20. Comunidade of Loliem.		1600.00
		279	Babu Nanu Sidhir.		13500.00
			Budho Vithal Sidhir.		
			Suryaji Ramchandra Sidhir.		
			Konso Gopal Sudhir.		
			Deu. Babu Sudhir.		
			Yesso Narayan Sudhir.		
		297	3. Milagrina Fernandes.		1500.00
		297	12. Temple of Dad Devasthan.		300.00
		297	13. Sidhaka G. Prabhu Desai.		250.00
			T: Ganesh Rama Goankar.		
		297	16. Bezami Manuel Fernandes.		1500.00
			17. Swami of Partgal.		300.00
			18. Swami of Partgal.		750.00
			T: Laximan Ziblo Gaonkar.		
		317	4. Esperance Godinho.		650.00
			5. Rita Paulo Fernandes.		350.00
		327	7. Baburao Vaman Prabhu Gaonkar.		150.00
			Suresh Datta Prabhu Gaonkar.		

1	2	3	4	5	6
Canacona	Loliem	327	8	Sagun Ramchandra Bhat.	100.00
			9	Keshav Venkatesh Bhat.	25.00
				Gajanan Govind Bhat	
				Raguchandra Padmanaba Bhat.	
				(including well).	
			10	Raghuchandra Padmanabha Bhat.	200.00
			13	Comunidade of Loliem.	75.00
		357	1	Comunidade of Loliem.	1850.00
				Rosario Filicidade D'Souza.	
				Terezinho Dias.	
		341	1	Mahandu Prabhu Desai.	6200.00
		113	1	Domingo Carneiro.	50.00
				Julia Maria Carneiro.	
		114	1	Venkatesh Laximan Varik.	60.00
		116	6	1. Pundalik Vithal Bhat.	50.00
				2. Narayan Pundalik Bhat.	
		116	5	1. Ramchandra Govind Bhat.	100.00
				2. Anusaya Govind Bhat.	
		116	9	1. Lalchandra Prabhu Desai.	220.00
				2. Narayan Vithal Prabhu Gaonkar.	
		116	10	1. Datta Bhicu Prabhu Gaonkar.	175.00
				2. Durgadas Narayan Prabhu Gaonkar.	
				3. Hemant Narayan Prabhu Gaonkar.	
		116	12	1. Anandibai Purushottam Prabhu Desai.	2200.00
				2. Comunidade of Loliem.	
				3. Venkatesh Laximan Varik.	
				4. Bhicaro Nilu Satarkar Ghadi.	
				5. Dayanant Vithal Satarkar Ghadi.	
				6. Madhav Hari Prabhu Desai.	
				7. Sita Govind Prabhu Gaonkar.	
		117	3	1. Datta Bhicu Prabhu Gaonkar.	50.00
			4	1. Durgadas Narayan Prabhu Gaonkar.	50.00
				2. Hemant Narayan Prabhu Gaonkar.	
		118	1	1. Datta Bhicu Prabhu Gaonkar.	400.00
		118	2	1. Ramchandra Vasudev Prabhu Maliyar.	1000.00
				2. Vinod Krishna Varik.	
				3. Vasudev Dhaklo Varik.	
			3	1. Babai Bhicaro Sudir.	300.00
		118	4	1. Yeshwant Hari Sudhir.	125.00
				2. Mahadev Rama Sudhir.	
				3. Harishchandra Babu Sudhir.	
				4. Keshav Peru Sudhir.	
				5. Narayan Laximan Sudhir.	
			6	1. Shri Keshav Devasthan of Loliem.	100.00
			7	1. Raghunath Vikunt Sudhir.	10.00
		123	16	1. Comunidade of Loliem.	2000.00
		124	—	1. Comunidade of Loliem.	3100.00
		358	1	1. Comunidade of Loliem.	19300.00
				2. Especinta Fernandes.	
				3. Maria Marfina Fernandes.	
				4. Antonio Florira Barretto.	
				5. Krishna Kanu Naik.	
				6. Luis Francisco D'Souza.	
				7. Margaride D'Souza.	
				8. Durgabai D. Naik.	
				9. Surat Krishna Chari.	
				10. Dhaku Naik.	
				11. Yeshwant Ganesh Pagi.	
				12. Vishnu Ghoti Pagi.	
				13. Babu N. Pagi.	
				14. Vishrantí Jaya Loliekar.	
				15. Mohan Bombo Pagi.	
				16. Ramdas Putu Pagi.	
				17. Pandu R. Pagi.	
				18. Nagesh Deu Pagi.	
				19. Krishna Mukund Pagi.	
				20. Laximan Putu Pagi.	
				21. Cisilia Fernandes.	
				22. Caetano Fernandes.	
				23. Venkatesh Bhicu Satarkar.	
				24. Khushali F. Naik.	
				25. Babu Bhica Bandekar.	
				26. Pedru Rodrigues.	
				27. Purushottam Yesso Pagi.	
				28. Rosha Burg Viegas.	
				29. Appa Rama Pagi.	
				30. Sada Dhaku Naik.	
				31. Nilkant Bapu Pagi.	
				32. Krishna D. Naik.	
				33. Babani Pagi.	

1	2	3	4	5	6
Canacona	Loliem	358	1	34. Natalina Pereira. 35. Kusta Govind Pagi. 36. Balaji Dhaku Pagi. 37. Rama Naga Pagi. 38. Priska Pereira. 39. Maria Martina Fernandes. 40. Hari Nilu Pagi. 41. Ano Rosinho Rebello. 42. Prema Rama Pagi. 43. Vinayak Bombo Pagi. 44. Sabestai Jose Dias. Nirakar Devasthan of Mashem.	4000.00
Boundaries:					
North: S. No. 113/1 S. No. 351.					
South: SN. 301/4,5. Karnataka Border SNo. 338 328.					
East: SN. part 116/12, SN. 114 SN. 118, 117, 123, 124, 130, 131, 279, 280/1 to 11, 293, 289 Karnataka Border section.					
West: SN. part 350, 358, 341, 338, 328, 327, 325, 316.					
Total					1,82,000.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 26th November, 1985.

Notification

No. 22/173/84-RD

Whereas by Government Notification No. 22/173/84-RD dated 5-9-84 published on page 437 of Series II, No. 25 of the Official Gazette, dated 20-9-84 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. L.A. for construction of play ground at Kalay V. P. Kalay in Sanguem Taluka.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A of the

said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Additional Dy. Collector (South-3) Quepem to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Additional Dy. Collector (South-3) Quepem till the award is made under Section 11.

SCHEDULE

(Description of the said land)

Taluka	Village/Ward	Survey No.	Sub. Div. No.	Name of the person believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6
Sanguem	Kalay	146 (part)	—	Cesar Jose Maria Furtado.	20,000.00
Total					20,000.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 23rd October, 1985.

Public Health Department

Order

No. 11/3/80-PHD

On the recommendation of the Departmental Promotion Committee and with the approval of the Union Public Service Commission, the Administrator of Goa, Daman and Diu is pleased to confirm Shri S. N. Tripathi in the post of Asstt. Drugs Controller under Directorate of Health Services with effect from 6-11-1985.

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Health).

Panaji, 4th December, 1985.

Industries and Labour Department

Order

No. 28/77/84-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 22nd November, 1985.

**IN THE INDUSTRIAL TRIBUNAL GOA, DAMAN & DIU,
PANAJI GOA**

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Reference No.: IT/28/85.

Shri Domnic P. Fernandes

— Workman/Party I

V/s.

M/s. Timblo Printers Pvt. Ltd.

Employer/Party II

Workman/Party I represented by Adv. B. G. Kamat.

Panaji, Dated: 4-11-1985

AWARD

The Government of Goa, Daman and Diu, by its Order No. 28/77/84-ILD dated 17th May, 1985, has referred for the adjudication by this Tribunal of an industrial dispute between the above parties. The schedule annexed to the order of reference reads as follows:

"Whether the action of the employer M/s. Timblo Printers Private Limited, Margao, Salcete Goa, in retrenching the services of Shri Domnic P. Fernandes, Electrician w.e.f. 16-5-1980 is legal and justified.

If not, to what relief the workman is entitled to?"

2. After filing of the pleadings by the parties, issues were framed by the Tribunal and the matter was fixed for filing list of evidence, but before any list was filed, both the parties approached the court and stated that the matter has been settled between them amicably and prayed that consent award be passed accordingly.

3. As per the memorandum of settlement filed by the parties before the Tribunal, the short recital of the case is as follows:

"The workman Shri Domnic P. Fernandes who was employed by M/s. Timblo Printers Pvt. Ltd., Margao Goa, as an Electrician, made complaint to Honourable Tribunal under Sec. 33A of Industrial Dispute Act 1947 alleging that the Management has terminated his services in contravention of Sec. 33 of Industrial Dispute 1947 and claimed reinstatement in service with continuity of service and back wages.

The complaint was registered in the Industrial Tribunal office as reference No. IT/27/80 which resulted in award by Industrial Tribunal dated 11-11-1981, ordering that dismissal of workman by management was set aside and also ordered that workman should be reinstated with continuity of services and with full back wages. Management moved the High Court by writ against the order. Honourable High Court of Judicature at Bombay, Goa Bench by its order dated 8-8-1984 held that the tribunal has acted without jurisdiction to entertain the complaint under Sec. 33A of I.D. Act 1947 and therefore proceedings held in reference No. IT/27/1980 were quashed and set aside and remanded back the matter to the tribunal to enquire into the complaint afresh.

In pursuance of the above, the matter was re-opened before Asst. Lab. Commissioner, Margao, and fresh reference came to be made to Honourable Tribunal Goa, Daman and Diu and this reference was registered in the Office of Industrial Tribunal Goa, Daman and Diu as reference No. IT/28/85 and proceedings were pending before said Tribunal. However the matter was continued for discussion with concerned workman and after prolonged discussions the matter was amicably settled between the parties on terms and conditions stated here below:

4. The terms of settlement as per the memorandum are as follows:

"1. The Management of Timblo Printers Pvt. Ltd., Margao, agrees to pay the workman Shri Domnic P. Fernandes the workman concerned an amount of Rs. 10,500/- (Rupees Ten Thousand Five Hundred only) in full and final settlement of the dispute with the above payment.

The workman agrees to treat that dispute under reference before Honourable Tribunal Goa, Daman and Diu in the reference No. IT/28/85 as finally settled and closed amicably between the parties.

2. The payment referred to clause No. 1 above shall be paid to the concerned workman Shri Domnic P.

Fernandes by cheque today and shall be accepted by him in full and final settlement of his claims against the Management in reference to IT/28/85.

3. It is further agreed that parties shall make a joint application to the Honourable Tribunal Goa, Daman and Diu, referred to earlier to make a consent award in the terms of settlement and treat the reference as disposed off accordingly."

5. I have carefully considered the above terms and arrived at the conclusion that they are fair and just to both the parties. Hence, I accept them and pass the following order:

ORDER

Consent Award in terms of the above settlement is hereby made and this reference is disposed off. Each party to bear its own costs.

Dr. Renato de Noronha
Presiding Officer
Industrial Tribunal

Order

No. 28/37/82-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 29th October, 1985.

**IN THE INDUSTRIAL TRIBUNAL GOA, DAMAN AND
DIU, PANAJI GOA**

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Reference No.: IT/54/82

Shri Shridar P. Shenoi

— Workman/Party I

V/s.

M/s. Saroj Stores

— Employer/Party II

Workman/Party I represented by Adv. P. J. Kamat.

Employer/Party II represented by Adv. G. Shirodkar.

Panaji, Dated: 10-10-1985

AWARD

The Government of Goa, Daman and Diu, by its Order No. 28/37/82-ILD dated 6th October, 1982, has referred for the adjudication by this Tribunal of an industrial dispute between the above parties. The schedule annexed to the order of reference reads as follows:

"Whether the action of management of M/s. Saroj Stores, Panjim-Goa in terminating the services of Shri Shridhar P. Shenoi, Salesman, with effect from 10-4-1982 is legal and justified?

If not, to what relief the workman is entitled to?"

2. The case of the workman, as per his statement of claim, is as follows:

The workman Party I was appointed as Salesman from 12-2-1976 by the employer Party II, but his name was entered in the employment register w.e.f. 1-1-1977. The last drawn wages of party I were Rs. 225/- per month and his duty hours were from 9.30 a.m. to 1.30 p.m. and from 3 p.m. to 9 p.m. The employer was not regular in paying the wages of the employees and at any given time the wages of the employees and at any given time the wages for 3 to 4 months were always outstanding. Similarly, the employer did not pay wages and overtime to the workman and other employees since December 1981 till March 1982. The workman, alongwith one more employee, demanded from the employer the payment of their outstanding wages and overtime in the first week of April 1982. The employer got annoyed and verbally terminated the services of both the employees from 10-4-1982, without complying with the provisions of the Goa, Daman and Diu Shops and Establishments Act, 1973 and Rules made thereunder. Thereupon,

the workman and the other employees raised separate disputes with the employer and approached also the Commissioner, Labour and Employment. The workman sent a letter to the employer dated 12-4-1982, which was received by him on 14-4-1982. In order to cover up its illegal action, he wrote a back dated letter of 13-4-1982 alleging that the workman had remained absent from 10-4-1982 without permission and without information. This letter was received by the workman on 19-4-1982. There was further correspondence exchanged between the parties. The conciliation proceedings were taken up by the Labour Commissioner's office and the workman was asked to resume duties on 7-5-1982 alongwith the other employee whose name is Premanand Jalmi. Accordingly, both of them approached the employer on 7-5-1982 in the afternoon around 5.00 p.m. to join their duties, but the employer, namely Shri Mohan Naik and his elder brother did not allow the workman to join duties as agreed upon. The employer and his brother started abusing the workman and drove them out saying: "You are no more our employees and you can go to the Labour Commissioner". The matter was immediately brought to the notice of the Asst. Labour Commissioner by letter dated 7-5-1982, who agreed to hold discussions with the parties and since no settlement could be reached, a failure report was sent on 7-6-1982 by the Labour Commissioner's office. It is stated that the termination of services of the workman is illegal and without compliance of the provisions of law. Assuming without admitting that the workman had abandoned the services w.e.f. 10-4-1982, as contended by the employer, the latter had to pay him retrenchment compensation and other legal dues as per law, which he has failed to do. It is submitted that he may be reinstated with full back wages and costs.

3. The employer, in its written statement, has stated that the workman was employed as Salesman in his cloth shop at Panaji. On 10-4-1982, the workman all of a sudden remained absent from duties and did not report for work until 13-4-1982; he also did not seek prior permission from the employer, nor did he submit his leave application. As the month of April is of maximum sales due to the marriage season, the employer wrote a letter to the workman on 13-4-1982 calling upon him to report for duty immediately. This letter was sent by registered A/D post and was received by the workman on 20-4-1982. In the meantime, the workman, instead of reporting for work, engaged himself in correspondence with the employer and with the Labour Commissioner's office. A dispute was raised before the Asst. Labour Commissioner, who took up conciliation proceedings. The stand taken by the employer before the Labour Commissioner was that at no time he had terminated the services of the workman and the claim of the workman for back wages was denied by the employer and agreed to offer continuity of services to the workman in case he resumes duties. Finally, the Asst. Labour Commissioner asked the workman to join duties and it was agreed that he should report for work on 7-5-1982 afternoon. However, he did not report for work and the employer, by his letter dated 11-5-1982, brought this fact to the notice of the Asst. Labour Commissioner. Conciliation proceedings were again held on 7-6-1982, which ended in failure and, hence, this reference. It is submitted by the employer that the reference is bad and not maintainable because the so called dispute does not in fact exist and is sought to be created by the workman. The Conciliation Officer did not apply his mind while coming to the conclusion that the dispute exists in terms of what is notified in the schedule. The employer has denied that he was irregular in the payment of wages of the employees. Regarding overtime, the question of payment does not arise as the workman never worked overtime. He has denied that the workman was prevented from joining his duties on 7-5-1982 and submitted that the workman did not turn up at all on that day.

4. Following issues were framed by the Tribunal:

"Besides the issues involved in the Order of Reference, the following additional issues are hereby framed:

- 1) Whether the employer proves that the Order of Reference is bad in law and, as such, not maintainable?
- 2) Whether the employer proves that it is the workman who abandoned the services of the employer?"

5. The employer led the evidence of Shri Mohan L. Naik, Shri Praveen Chandrashah and Shri Chandrakant L. Naik and the workman, his own evidence and the evidence of Mudawar Mulla.

6. Shri Mohan Naik is one of the partners of the employer's firm and has stated that the workman was working in their Shop as Salesman for about 4-5 years and he abandoned the services in the month of April 1982. The workman used to take advances against his pay which were adjusted when he was paid his salary between the 5th and 10th of each month and, at that time, his signature was obtained on the pay sheet. 3-4 months prior to his abandonment of services, the workman neglected to get the adjustment of his advances and so he did not sign the pay sheets during those 3-4 months. On 9-4-1982, the workman was asked to adjust the advances and sign the pay sheets but he refused and walked out. As he did not report for duty for 3-4 days a registered letter Exh E-2, dated 13-4-1982, was sent to him. He did not report and further correspondence was exchanged between the parties (vide Exh E-3 and E-7). He has produced a register of wages for the relevant period. As per the register, the salary of the workman for March 1982 was Rs. 225/- per month. The said register also shows that the workman has not signed the receipt of his pay from December 1981 to March 1982.

In his cross: All the workers who wanted advances were given advances against their pay. It is true that nothing is mentioned in the written statement about the advances to the workman against his wages and the adjustments to be made. Exh W-2 are the minutes of the meeting of the employer and the workman before the Asst. Labour Commissioner. It is true that there is a column in the wage register (Exh E-8) for recording the advances made and that the said column is kept blank. Whatever advances were given were recorded, according to the witness, in a rough register. There was no system of collecting the signatures of the workmen on the rough registers against any advances made to him. It is true that the Labour Inspector had at the time of inspection invited his attention for the maintenance of advance register as required by law. He has denied the suggestion that, on 7th May, the workman reported for work in their shop and was not allowed to work. He has further denied that since no advances were made to him nothing was written in the advance column of the register. He has finally denied that the workman demanded his wages for December 1981 to March 1982, which were due to him.

7. Chandrakant Naik, another partner, is the brother of Mohan. He is an engineer and has his office in the shop itself, but during the day time he goes for his duties. Usually, from 7.00 to 8.00 p.m. he is in the shop. Each time any advance is made to the workman, it is recorded in a separate diary, common to all, and after 2-3 months the adjustments are made and the signatures of the workmen obtained in the wages register. More than once, the workman was told to settle the advances and sign the wages register, but the workman used to go away as soon as the work in the establishment was over. On 9-4-1982, the witness asked the workman as to why he was hesitating to sign the accounts; the workman replied that he would sign it on the next day. At that time Mr. Praveen Chandrashah was also there. After that, the workman did not turn up to the establishment for work. After 3-4 days he sent a letter putting forth his grievances, with a copy endorsed to the Labour Commissioner. Before the Labour Commissioner it was agreed that the workman would be taken back on 7th May in the evening. The workman, however, did not turn up on that day and so the Labour Commissioner was informed by letter dated 11-5-1982 (Exh E-11).

In his cross: It is true that he has not obtained the signature of the workman for having paid them wages from December 1981 to March 1982. The money was already paid to the workman as advances and when he was asked to sign the register this dispute arose. It is true that the column for advances in the wage register is lying blank; this is because the advances were noted down in a private diary. An advance register is also maintained as required by the Shops and Establishment's Act, but no entry of advances has been made therein. On 7th May he was in the shop from 3.30 p.m. till the closure of the shop. He has denied the suggestion that, on that day, the workman and Premanand Jalmi went to the Shop and that his elder brother Gurudas did not allow them to resume duties. He has further denied that both of them were removed from services.

8. The last witness for the employer is Shri Praveen Chandrashah, who is a commission agent and cloth merchant. He has stated that he supplies cloth to the employer's shop as and when required; so he visits the employer's shop very often. He knows the workman. He also supplies cloth to various other establishments like, Borkar, Kavlekar, Waglo and various other cloth shops. Once, when he had gone to Waglo's shop, he met the workman there and the workman told him that he had left Saroj Stores and joined Waglo's.

This he did because Saroj Stores was paying him less salary. This talk was in the month of April about 2 years ago. (The statement of the witness was recorded on 14-3-1984).

In his cross: He has denied the suggestion that the workman never told him that he was working in Waglo's shop. He has further denied the suggestion that he has made the statement because Gurudas told him that, in case he did not depose in their favour, they would stop purchasing goods from him.

9. The workman, in his statement before the Court, has stated that, initially, he used to get his salary in time but, subsequently, it was not so. In January 1982, he demanded, on several occasions, his salary for December 1981 but the employer never paid it. This went on for 3 months. Similarly, another workman Jalmi was not paid his wages for 4 months. On 7th April, he and Jalmi demanded the payment of the wages for 4 months. On 9th April, the employer told them that he was not going to pay and if the workman wanted to work could work, otherwise go away. On 9th and 10th the workman went to the employer's establishment to work but the employer refused to accept him. On the 12th, he approached the Labour Commissioner's office. Exh E-3 is the letter sent by him to the employer. Before the Labour Commissioner a settlement was arrived at, by virtue of which they had to resume work on that very day and the employer would pay them all their dues. Accordingly, they went to the employer's shop at 5.00 p.m. but the employer refused to accept them, 2-3 customers, who were present at that time, undertook, at their request, to give them in writing such refusal witnessed by them. Mr. Mulla one of the customers, wrote the document (Exh W-4), which was signed by Mulla and by Samir Coutinho, the other customer, and Premanand Jalmi. Exh W-4 was handed over in the Labour Commissioner's office. There is an acknowledgement signed by Mrs. Kaunte.

In his cross: The salaries were paid sometimes on the 5th of the next month or at a later date and sometimes within 2 months. He has denied the suggestion that the salaries were paid till 9th invariably. After getting the salary, they used to sign the payment register on a revenue stamp. The employer never gave any advance to the staff. The workman attended the work on 9th April in the morning and evening. He has denied the suggestion that, on that day, he demanded the payment of the salary from the employer and that the employer replied that he was going to pay on that day after adjusting the advances, which the workman did not accept. He has further denied that because the employer did not pay, the workman left the shop at about 5.00 p.m. and did not return any more. He has stated that, on that day, he worked upto 9 p.m. The employer terminated his services on 9th April by orally telling him not to come for work. Since the employer had removed him from services and since his case was pending before the Conciliation Officer, the workman did not report for work, inspite of the letters written by the employer. He has denied the suggestion that he and Mulla had joint business and are friends. He knows Praveen Chandrashah when he was working for the employer. He never met Praveen at Waglo's shop.

10. Mudawar A. Mulla has confirmed Exh W-4 and stated that it is in his handwriting and bears his signature. On 7-5-1982, at about 4.30 p.m., when he was purchasing some materials, the workman alongwith one more person came to the shop. On seeing them, the owners of the shop told them that their services are not required and that they should go to the Labour Commissioner's office. When the witness came out of the shop, he met the workman and the other person. The workman requested him to accompany him till the Labour Commissioner's office to narrate the incident he had witnessed, but the witness replied that he was in a hurry to go to the hotel to resume his work. They then requested him to give atleast in writing that they had witnesses inside the shop, which he did. Exh W-4 is the said writing.

In his cross: He knows Mr. Shennoi by name only from that day. The owners of the shop were inside the counter and told the workman and his companion with a gesture to go away. He has denied that the incident referred to by the witness did not take place and that because of his friendship and business relations with the workman, he has fabricated the said document and added that he is not workman's friend nor does he have any business relations with him.

11. This is all the evidence on record.

Issue No. 1 framed by the Tribunal refers to the maintainability of the Order of Reference. This issue was framed on the basis of the allegations made by the employer in para 8

of the Written Statement, wherein it was stated that the so called dispute does not in fact exist and was sought to be created by the workman; that the concerned officer had not applied his mind while coming to the conclusion that a dispute existed in terms of what is notified in the schedule.

But this is not correct. Exh E-13 is the failure report submitted by the Conciliation Officer to the Government and it is on the basis of this report that the Government has made the reference in question. The said report refers to the allegations of the workman and termination of his services by the employer, and that it was agreed before the Labour Commissioner's office that the employer would admit the workman on 7-5-1982. That when the workman presented himself before the employer on that day for resuming work, he was refused work. The failure report nowhere has mentioned that the employer's contention was that the workman himself had abandoned the services and, therefore, the order of reference could not refer to such abandonment.

12. Since the order of reference pre-supposes the termination of services of the workman by the employer and since the Tribunal cannot travel beyond the terms of the order of reference, this Tribunal cannot enter into the appreciation whether there has been any abandonment of services by the workman, as contended by the employer and, consequently, issue No. 2, inadvertently framed by the Tribunal in this connection and on which even evidence was led by the parties, is of no effect. (Vide ruling of the Bombay High Court in the case of Sitaram Vishnu Shirodkar and the Administrator, Government of Goa and others reported in I.L.J. 1985 page 480.

13. Regarding termination of the services of the workman, there is convincing evidence on record. It is proved that wage register from December 1981 to March 1982 is not signed by the workman. The contention of the employer that the workman did not want to adjust the advances received cannot be accepted, as no advances are noted down in the respective column of the wage register. The allegation that such advances were noted down in a private diary, which was not produced before the Court, and which does not contain the signature of the workman as per the statement of the employer himself is of no effect. The fact of non payment of the wages for 3 months and the demand made by the workman should have annoyed the employer, as contended by the workman, and this would be the reason for the termination of his services. The letters written by the employer calling the workman are only to cover up his illegal action of termination. It is to be noted that such letters were written only after the workman complained to the Labour Commissioner and sent also a letter in this respect to the employer (Exh E-3 colly). In case the employer wanted to have the workman in his establishment, as contended by him, he would have kept him when the Labour Commissioner directed the workman to go to the employer's establishment in the afternoon of 7-5-1982. As per this direction, the workman presented himself in the establishment at about 5.00 p.m. and was refused employment by the employer, which is clear from the evidence of the workman, corroborated by the letter Exh W-4 written on the same day by the workman to the Labour Commissioner, and also by the statement of Shri M. A. Mulla, who wrote the said letter at the instance of the workman and witnessed the incident in the employer's establishment, when the workman went there to resume his duties and was not allowed by the employer.

14. The statement of Shri P. Chandrashah, employer's witness does not seem credit worthy.

15. From the above evidence, I hold that it is the employer who had terminated the services of the workman because the latter was demanding his wages which were due for 3 months. Such termination effected without any previous notice or payment in lieu thereof and without compliance with the further requirements of Section 25F of the Act, which are mandatory and conditions precedent to a valid retrenchment, is to be considered as invalid and inoperative.

16. Hence, I pass the following order:

ORDER

The termination of the services of the workman by the employer without complying with the conditions precedent of Section 25F of the Act is invalid and inoperative. Hence, the employer is directed to reinstate the workman with continuity of services and full back wages. Costs of Rs. 300/- to be paid by the employer to the workman.

Dr. Renato de Noronha
Presiding Officer
Industrial Tribunal

Order

No. 23/11/82-ILD

On the recommendation of the Departmental Promotion Committee Shri G. S. Naik, Labour Inspector is hereby promoted on purely ad-hoc basis for a period of six months to the post of Assistant Labour Commissioner in the pay-scale of Rs. 650-30-740-35-810-EB-35-880-40-1000-EB-40-1200 created vide order No. 5/14/68-LAB/2076, dated 31-7-68 and posted in the office of the Commissioner, Labour and Employment, Panaji with effect from taking over the charge.

The above promotion will not bestow on the Officer any claim for regular appointment and the service rendered by him on ad-hoc basis in the grade will not count for the purpose of seniority in the grade and for eligibility for promotion to the next higher grade.

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 2nd December, 1985.

Finance Department

Expenditure, Revenue and Control Branch

Order

No. 1-10-77/Fin(Exp)

The Administrator of Goa, Daman and Diu is pleased to accept the notice given by Shri C. S. Sadhale, Accounts Officer seeking voluntary retirement w. e. f. 1-2-1986 (A. N.) in terms of Rule 48 A of the C.C.S. Pension Rules. Shri Sadhale, therefore stands retired from Government service w.e.f. 1-2-1986 (A. N.).

By order and in the name of the Administrator of Goa, Daman and Diu.

K. M. Nambiar, Under Secretary (Finance Exp.).

Panaji, 2nd December, 1985.

Law Department

Establishment Branch

Notification

No. 12/41/81-LGL

In partial modification of the Government Notification of even number dated 7-6-1985, the Government of Goa, Daman and Diu is pleased to extend the term of the Committee on Personal Laws by a further period of six months with effect from 1-12-1985.

B. S. Subbanna, Under Secretary (Drafting).

Panaji, 28th November, 1985.

District and Sessions Court

No. Y.0202/85

Notification by the High Court of Judicature at Bombay

In partial modification of the High Court Notification of even number, dated the 19th December 1984, declaring the holidays and vacations for the Districts and Subordinate Courts in the Districts of Panaji and Margao in the Union Territory of Goa, Daman and Diu for the year 1985, the Honourable the Acting Chief Justice has been pleased to

declare a holiday on Saturday, the 7th December 1985 on account of "Feast of Immaculate Conception" at Panaji for the Courts in the Districts of Panaji and Margao.

His Lordship has been further pleased to declare that non-working Saturday on 14th December 1985 as working Saturday for the Courts in the Districts of Panaji and Margao.

High Court, Appellate Side,

Bombay, 2nd December 1985.

S. V. Joshi

Additional Registrar
(Adm.)

Office of the Chief Electoral Officer

Order

No. 3-3-85/ELEC

The following Order No. 76/GOA/84(17-24) dated 7th October, 1985 issued by the Election Commission of India, New Delhi is hereby published for general information.

M. Raghuchandar, Addl. Chief Electoral Officer.

Panaji, 19th November, 1985.

Election Commission of India

Ashok Road, New Delhi

Dated the 7 October, 1985 15 Asvina, 1907 (Saka)

No. 76/GOA/84(17-24)

Whereas the Election Commission is satisfied that each of the contesting candidates specified in column (4) of the Table below at the General Election to the Goa, Daman and Diu

Legislative Assembly, 1984 as specified in column (2) and held from the Constituency specified in column (3) against his name has failed to lodge the account of his election expenses as shown in column (5) of the said Table as required by the Representation of the People Act, 1951 and the Rules made thereunder;

And, whereas, the said candidates have either not furnished any reason or explanation for the said failure even after due notice or the Election Commission, after considering the representation made by them, if any, is satisfied that they have no good reason or justification for the said failure.

Now, therefore, in pursuance of section 10A of the said Act, the Election Commission hereby declares the persons specified in column (4) of the Table below to the disqualified for being chosen as, and for being, a member of either House of the Parliament or of the Legislative Assembly or Legislative Council of a State for a period of three years from the date of this order.

TABLE

Sl. No.	Particulars of election	Sl. No. and Name of the Constituency	Name and address of the contesting candidate	Reason for disqualification
1.	2	3	4	5
17.	General Election to the Goa, Daman and Diu Legislative Assembly, 1984.	15-Ponda	Shri. Fonseca Anthony Joseph, Tisk (Sadar) Ponda-Goa	Failed to lodge any account of election expenses required by law.
18.	— do —	— do —	Shri Kelekar Devendranath R., P.O. Mardol, Ponda-Goa	— do —
19.	— do —	19-Canacona	Shri Desai Prakash Shamba, Ponsulem Canacona (Goa)	— do —
20.	— do —	20-Quepem	Shri Adel Vithoba Nagu, Modd Cacora-Goa	— do —
21.	— do —	— do —	Shri Gaunso Dessai Manohar Vitoba, H. No. 444-1, Maldem (Damodar) Quepem-Goa	— do —
22.	— do —	— do —	Shri Mohamed Hakim Yusuf, Marallem Curchorem Goa	— do —
23.	— do —	21-Cuncolim	Shri Rebello Ferdino Assis, Villa Rebello, Buleca, Cuncolim	Failed to lodge the account of election expenses in the manner required by law.
24.	— do —	28-Mormugao	Shri Dias Victor Claude, Alto Mangor, Vasco-da-Gama (Goa)	Failed to lodge any account of election expenses required by law.

By order,

J. C. Chaudhary
Under Secretary
Election Commission of India